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**UNITED STATES DISTRICT COURT
NORTHERN DISTRICT OF CALIFORNIA**

JAMES BRADY, SARAH CAVANAGH,
and CHRISTOPHER SULIT, individually
and on behalf of all others similarly
situated.

CASE NO.: C-08-00177 SI

STIPULATION AND [PROPOSED] ORDER RE FILING AMENDED COMPLAINT

Plaintiffs.

vs.
DELOITTE & TOUCHE LLP, a limited
liability partnership; and DOES 1-10,
inclusive

Defendants

STIPULATION

The parties, by and through their counsel of record, hereby enter into the following stipulation:

WHEREAS, on July 10, 2009, pursuant to the Joint Case Management Conference Statement submitted by the parties, the Court ordered that the deadline for Plaintiffs to amend the Complaint prior to certification would be September 15, 2009;

WHEREAS, the parties entered into an agreement to extend the September 15, 2009 deadline until at least September 23, 2009, to allow Plaintiffs to complete depositions pursuant to Fed. R. Civ. P. 30(b)(6);

WHEREAS, after conducting discovery, Plaintiffs have determined that it would be appropriate to add Iva Chiu as a named representative Plaintiff;

WHEREAS, after conducting discovery, Plaintiffs have determined that it would be appropriate to clarify titles within the class;

NOW THEREFORE, the parties hereby stipulate that the Court may enter an Order as follows:

1. The Third Amended Complaint, lodged concurrently herewith, shall be deemed filed and served upon Defendant, and filed with the Court, as of the date the Order on this Stipulation is entered by the Court; and
 2. The Answer of Defendant to Plaintiff's Second Amended Complaint shall be deemed a sufficient response to Plaintiff's Third Amended Complaint.

IT IS SO STIPULATED, THROUGH COUNSEL OF RECORD.

1 COUNSEL FOR PLAINTIFFS
2

3 DATE: September 24, 2009 By: /s/ William A. Baird
4 JEFFREY K. COMPTON
5 WILLIAM A. BAIRD
6 Markun Zusman & Compton LLP
7 STEVE ELSTER
8 Law Office of Steve Elster

9 COUNSEL FOR DEFENDANTS
10

11 DATE: September 24, 2009 By: /s/ Linda E. Shostack
12 LINDA E. SHOSTACK
13 JAMES E. BODDY, JR.
14 Morrison & Foerster LLP

15 **ECF CERTIFICATION**

16 I hereby attest that I have obtained concurrence regarding the filing of this
17 document from each of the signatories within the e-filed document.

18 DATE: September 24, 2009 By: /s/ William A. Baird
19 William A. Baird

20 PURSUANT TO STIPULATION, IT IS SO ORDERED.

21 DATED: _____

22 _____ United States District Judge Susan Illston
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